
Litchfield
SUPERIOR COURT

Short Calendar

Hon. John W. Pickard (A.J.)
Hon. Robert C. Brunetti (A.A.J.)
Hon. Barbara J. Sheedy
Hon. Eliot D. Prescott
Hon. Richard M. Marano
Hon. Charles D. Gill (S.J.)

NOTICE

The reading of all short calendar notices regarding the processing of short calendar matters is imperative. Your failure to follow the specific procedures outlined may result in the unnecessary delay of the remedy you are seeking and unnecessary appearances in court.

MARKING PROCEDURES FOR ALL CASES PRINTED ON THIS LIST—The Clerk's office will accept telephone or fax markings of "ready", "off", or "take the papers". Markings must be made between 9:00 a.m. Tuesday and 4:00 p.m. Thursday preceding the calendar date. In the event a state holiday falls on the Friday preceding the Short Calendar, matters must be marked by 11:00 A.M. on the Thursday preceding the calendar date. Telephone markings may be made to (860) 567-0404. Fax markings may be made to (860) 567-4779, on the standardized fax form ONLY, a copy of which may be obtained from the Clerk's office. Markings may also be made on-line by enrolled attorneys. To enroll, attorneys should access the Judicial Branch website (www.jud.ct.gov). Click on e-services and follow the instructions.

The moving party must also give timely notice of markings to opposing counsel and/or pro se parties.

Every matter printed on the short calendar, including non-arguable matters, must be marked "ready" or "take the papers" for the motion to be considered by the court. All matters not so marked will go "off" the

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short calendar.

SHORT CALENDAR NOTICE FOR FORECLOSURE MATTERS Provided the matter has been marked "READY," argument will be heard on the day scheduled for short calendar on the following motions: "As of Right" motions listed in P.B. § 11-18 including Motions for Judgment of Foreclosure, Deficiency Judgments, Motions to Approve Committee Sale, Deed, Report, Expenses and Fees, Motions to Open Judgment, Motions for Protection from Foreclosure, and Motions for Judgment on the Mortgage Note.

It shall be at the Court's discretion to accept a "TAKE PAPERS" marking on an "As of Right" motion; those matters for which argument is deemed unnecessary will be taken on the papers while those motions for which argument is required by the Court will be scheduled for a hearing at a later date. The clerk will notify the parties of the hearing date by mail.

Any "Not As of Right" motion which has printed with an "As of Right" motion may be marked "TAKE PAPERS" or, if oral argument is requested pursuant to P.B. § 11-18, it may be marked "READY." If the "Not as of Right" motion is marked "READY" in conjunction with the "As of Right" motion, the Court will hear the matter on the day scheduled for short calendar. If only the "Not As of Right" motion has been marked "READY," the judge will determine whether oral argument is necessary. If oral argument is necessary, a hearing will be scheduled and the clerk will notify the parties of the hearing date by mail. Those matters for which argument is deemed unnecessary will be decided on the papers.

- An Affidavit of Appraisal should be submitted in lieu of testimony except where fair market value is contested. In the case of deficiency judgments, the appraiser shall testify if the appraisal is lower than the fair market value found at the date of judgment or if the fair market value is contested.

- The following originals should be submitted at the hearing on Motion for Judgment of Strict Foreclosure or Motion for Judgment of Foreclosure by Sale: Mortgage Note and Deed (or Affidavit of Loss), Appraisal Report, Affidavit of Debt with updated computation of the debt to day of judgment, and any necessary military affidavits.

- Opposing parties contesting value must file a Notice of Intent to Argue at least 3 days prior to hearing and must certify copies to all counsel and pro se parties of record.

- After a Foreclosure by Sale, the Motion for Supplemental Judgment is to be filed with a copy of the proposed judgment. If supplemental judgment disbursement is held by the clerk, the debt should be calculated to date of disbursement. No appearance should be necessary for a Motion for Supplemental Judgment.

- The Plaintiff shall file an appropriate affidavit indicating compliance with C.G.S. § 8-265dd (the Emergency Mortgage Assistance Payment Program).

- Defaults will not be granted at the time of judgment unless such motions have been filed pursuant to P.B. § 17-20 (Failure to Appear), P.B. § 17-32 (Failure to Plead), and P.B. § 13-19 (No Disclosure of Defense) and there has been compliance with the notice requirements as prescribed in the respective rules. Defaults for Failure to Appear, except as provided in P. B. § 17-23 through 17-30, and Defaults for Failure to Plead will be granted by the clerk. Defaults for Failure to Disclose a Defense will only be placed on the short calendar or heard after compliance with the notice requirements prescribed in P.B. § 10-12 through 10-17.

IMPORTANT NOTICE RE: NON-FAMILY MATTERS—Unless otherwise ordered by the court, or marked "off", motions to dismiss, motions to strike, and motions for summary judgment will be heard on the day scheduled for short calendar, provided the matter is marked ready in accordance with P.B. § 11-18 (a).

For all other matters, counsel and pro se parties are directed **NOT** to appear at the call of the short calendar. Such matters will appear as "non-arguable" on the short calendar.

If counsel wishes to request argument on a matter, other than those listed above,

(1) the moving party is to indicate this request on the bottom of the first page of the document and on any short calendar reclaim, and

(2) counsel is to call in and mark the case "ready" for adjudication in accordance with the established procedures indicated in the short calendar notice.

(3) If the court determines that argument is necessary, the case will be marked over by the court for two weeks, at which time the case will appear as "arguable" on the short calendar and the moving party should mark the case "ready" in accordance with P.B. § 11-18 (a) **AND** appear for argument.

IMPORTANT NOTICE RE: FAMILY MATTERS—Matters printed as "non-arguable" will be taken on the papers and decided by the court. Counsel and pro se parties are directed **NOT** to attend. Such matters may be marked "off" the calendar by the moving party **ONLY**.

Any matter in which a notice of argument is filed pursuant to P.B. § 11-18 (a) (3) should follow the instructions for arguable matters below.

Matters printed as arguable may be marked "ready", "take the papers", or "off". Such marking may be made by the moving party **ONLY**.

All motions in family cases, except for questions of law, must be discussed with Family Services prior to being heard in court. Family Services officers may be available to discuss pending motions prior to the short calendar day if the parties and counsel wish to do so. This may be done on a case by case basis by contacting Family Services directly at (860) 567-9463. All agreements concerning children's issues must be initiated by a Family Services officer prior to being submitted to the court.

P.B. § 25-30 Re: Financial Affidavits must be complied with prior to the day of the short calendar.

PARENTING EDUCATION PROGRAMS—§ 46b-69b. The court must order any person in certain types of family cases, except restraining orders, in which a minor child is involved to attend a Parenting Education Program. Brochures, a list of service providers and a form, which is to be completed before the hearing, are available at the Clerk's Office.

New federal requirements regarding wage withholding for child support in Non-IV-D family cases are now in effect. Information and forms are available at all Judicial District Clerks' Offices.

For additional case information, please visit the Judicial Branch website at www.jud.ct.gov.

NOTICE CONCERNING E-FILING

Initiating cases and filing motions and pleadings through the Internet is now available for five types of cases through the Judicial Branch website (www.jud.ct.gov). Access the e-filing system by clicking on E-Services on the blue menu bar or by clicking on the e-filing icon. If you are interested in obtaining information regarding enrollment, e-filing cases/motions and pleadings, or attending interactive learning sessions, please contact efile@jud.ct.gov.

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